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ADRMOP, CLOSED, CONSENT

U.S. District Court California Northern District (San Francisco) CIVIL DOCKET FOR CASE #: 3:18-cv-00805-JCS

State of California v. United States Department of Justice et al

Assigned to: Magistrate Judge Joseph C. Spero Cause: 05:552 Freedom of Information Act

Date Filed: 02/07/2018 Date Terminated: 08/13/2019

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

State of California

represented by Lisa Catherine Ehrlich

California Attorney General's Office 1515 Clay Street, 20th Floor

Oakland, CA 94612 (510) 879–0173 Fax: (510) 622–2270

Email: lisa.ehrlich@doj.ca.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Sarah Elizabeth Belton

1515 Clay Street, Suite 2100 Oakland, CA 94612

510–879–0009

Email: <u>Sarah.Belton@doj.ca.gov</u> *ATTORNEY TO BE NOTICED*

V.

Defendant

United States Department of Justice

represented by Kimberly Anne Robinson

US Attorney's Office 450 Golden Gate

9th Fl

San Francisco, CA 94102

415-436-7298

Email: <u>kimberly.robinson3@usdoj.gov</u>

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Defendant

Office of Justice Programs

represented by Kimberly Anne Robinson

(See above for address) *LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

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Michelle Lo (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/07/2018	<u>1</u>	COMPLAINT for Declaratory and Injunctive Relief against Office of Justice Programs, United States Department of Justice (Filing fee \$ 400.00, receipt number 0971–12090897.). Filed by State of California. (Attachments: # 1 Civil Cover Sheet) (Ehrlich, Lisa) (Filed on 2/7/2018) Modified on 2/12/2018 (gbaS, COURT STAFF). (Entered: 02/07/2018)
02/07/2018	2	Proposed Summons. (Ehrlich, Lisa) (Filed on 2/7/2018) (Entered: 02/07/2018)
02/07/2018	3	Case assigned to Magistrate Judge Joseph C. Spero.
		Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E–Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening.
		Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges. Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5–1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 2/21/2018. (as, COURT STAFF) (Filed on 2/7/2018) (Entered: 02/07/2018)
02/12/2018	<u>4</u>	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 5/4/2018. Initial Case Management Conference set for 5/11/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor. (gbaS, COURT STAFF) (Filed on 2/12/2018) (Entered: 02/12/2018)
02/12/2018	<u>5</u>	Summons Issued as to Office of Justice Programs, United States Department of Justice. (gbaS, COURT STAFF) (Filed on 2/12/2018) (Entered: 02/12/2018)
02/26/2018	<u>6</u>	CERTIFICATE OF SERVICE by State of California re <u>4</u> Initial Case Management Scheduling Order with ADR Deadlines, 3 Case Assigned by Intake,,, <u>1</u> Complaint, <u>5</u> Summons Issued as to USA (Ehrlich, Lisa) (Filed on 2/26/2018) (Entered: 02/26/2018)
02/26/2018	7	CERTIFICATE OF SERVICE by State of California re <u>4</u> Initial Case Management Scheduling Order with ADR Deadlines, 3 Case Assigned by Intake,,, <u>1</u> Complaint, <u>5</u> Summons Issued as to USA (Ehrlich, Lisa) (Filed on 2/26/2018) (Entered: 02/26/2018)
02/27/2018	<u>8</u>	CLERK'S NOTICE Re: Consent or Declination: Plaintiff shall file a consent or declination to proceed before a magistrate judge. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms. (Party/parties were also notified via telephone or email.) Consent/Declination due by 3/13/2018. (klhS, COURT STAFF) (Filed on 2/27/2018) (Entered: 02/27/2018)
02/27/2018	9	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by State of California (Ehrlich, Lisa) (Filed on 2/27/2018) (Entered: 02/27/2018)
03/13/2018	<u>10</u>	STIPULATION <i>Joint Stipulation to Enlarge Defendants' Time to Respond to Complaint</i> filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 3/13/2018) (Entered: 03/13/2018)
03/15/2018	11	CLERK'S NOTICE Re: Consent or Declination: Defendants shall file a consent or declination to proceed before a magistrate judge by 3/29/2018 . Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. The forms are available at: http://cand.uscourts.gov/civilforms. (ahm, COURT STAFF) (Filed on 3/15/2018) (Entered: 03/15/2018)

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Justice Programs, United States Department of Justice (Lo, Michelle) (Filed on 3/16/2018) (Entered: 03/16/2018) 13 ANSWER to Complaint byOffice of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 4/6/2018) (Entered: 04/06/2018) 04/20/2018 14 ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options ADR Certification by Parties and Counsel (Lo, Michelle) (Filed on 4/20/2018) (Entered: 04/20/2018) 5 TIPULATION WITH PROPOSED ORDER Joint Stipulation to Continue Initial Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 4/23/2018) (Entered: 04/23/2018) 04/24/2018 16 ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options (Ehrlich, Lisa) (Filed on 4/24/2018) (Entered: 04/24/2018) 04/25/2018 17 Order, signed 4/25/18, by Chief Magistrate Judge Joseph C. Spero granting 15 Stipulation to Continue Initial Case Management Conference and England (Entered: 04/25/2018) (Entered: 04/25/2018) 06/29/2018 18 STIPULATION WITH PROPOSED ORDER Joint Stipulation to Continue Initial Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 6/29/2018) (Entered: 06/29/2018) 07/02/2018 19 Order, signed 7/2/18, by Chief Magistrate Judge Joseph C. Spero granting 18 Stipulation to Continue Initial Case Management Conference. Case Management Conference and Entered: 06/29/2018 (Entered: 06/29/2018) (Entered: 07/02/2018) (Entered: 07/02/2018) (Entered: 07/02/2018)			
Justice. (Lo, Michelle) (Filed on 4/6/2018) (Entered: 04/06/2018) 14 ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options ADR Certification by Parties and Counsel (Lo, Michelle) (Filed on 4/20/2018) (Entered: 04/20/2018) 15 STIPULATION WITH PROPOSED ORDER Joint Stipulation to Continue Initial Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 4/23/2018 (Entered: 04/23/2018) 16 ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options (Ehrlich, Lisa) (Filed on 4/24/2018) (Entered: 04/24/2018) 17 Order, signed 4/25/18, by Chief Magistrate Judge Joseph C. Spero granting 15 Stipulation to Continue Initial Case Management Conference set for 7/13/2018 02 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COURT STAFF) (Filed 4/25/2018) (Entered: 04/25/2018) 18 STIPULATION WITH PROPOSED ORDER Joint Stipulation to Continue Initial Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 6/29/2018 (Entered: 06/29/2018) 19 Order, signed 7/2/18, by Chief Magistrate Judge Joseph C. Spero granting 18 Stipulation to Continue Initial Case Management Conference. Case Management due by 8/10/2018. Initial Case Management Conference re-set for 8/17/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COUR STAFF) (Filed on 7/2/2018) (Entered: 07/02/2018)	03/16/2018	<u>12</u>	
by Parties and Counsel (Lo, Michelle) (Filed on 4/20/2018) (Entered: 04/20/2018)	04/06/2018	<u>13</u>	ANSWER to Complaint byOffice of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 4/6/2018) (Entered: 04/06/2018)
Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 4/23/2018 (Entered: 04/23/2018) 04/24/2018	04/20/2018	<u>14</u>	ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options <i>ADR Certification</i> by Parties and Counsel (Lo, Michelle) (Filed on 4/20/2018) (Entered: 04/20/2018)
Odder, signed 4/24/2018) (Entered: 04/24/2018) Order, signed 4/25/18, by Chief Magistrate Judge Joseph C. Spero granting 15 Stipulation to Continue Initial Case Management Conference. Case Management Grant Statement due by 7/6/2018. Case Management Conference set for 7/13/2018 02 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COURT STAFF) (Filed 4/25/2018) (Entered: 04/25/2018)	04/23/2018	<u>15</u>	Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 4/23/2018)
Stipulation to Continue Initial Case Management Conference. Case Managem Statement due by 7/6/2018. Case Management Conference set for 7/13/2018 02 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COURT STAFF) (Filed 4/25/2018) (Entered: 04/25/2018) STIPULATION WITH PROPOSED ORDER Joint Stipulation to Continue Initial Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 6/29/2018 (Entered: 06/29/2018) Order, signed 7/2/18, by Chief Magistrate Judge Joseph C. Spero granting 18 Stipulation to Continue Initial Case Management Conference. Case Managem Statement due by 8/10/2018. Initial Case Management Conference re–set for 8/17/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COUR STAFF) (Filed on 7/2/2018) (Entered: 07/02/2018)	04/24/2018	<u>16</u>	ADR Certification (ADR L.R. 3–5 b) of discussion of ADR options (Ehrlich, Lisa) (Filed on 4/24/2018) (Entered: 04/24/2018)
Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 6/29/2018 (Entered: 06/29/2018) Order, signed 7/2/18, by Chief Magistrate Judge Joseph C. Spero granting 18 Stipulation to Continue Initial Case Management Conference. Case Managem Statement due by 8/10/2018. Initial Case Management Conference re—set for 8/17/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COUR' STAFF) (Filed on 7/2/2018) (Entered: 07/02/2018)	04/25/2018	<u>17</u>	Order, signed 4/25/18, by Chief Magistrate Judge Joseph C. Spero granting 15 Stipulation to Continue Initial Case Management Conference. Case Management Statement due by 7/6/2018. Case Management Conference set for 7/13/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COURT STAFF) (Filed on 4/25/2018) (Entered: 04/25/2018)
Stipulation to Continue Initial Case Management Conference. Case Managem Statement due by 8/10/2018. Initial Case Management Conference re–set for 8/17/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COUR STAFF) (Filed on 7/2/2018) (Entered: 07/02/2018)	06/29/2018	<u>18</u>	Case Management Conference and [Proposed] Order filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 6/29/2018)
08/08/2018 20 JOINT CASE MANAGEMENT STATEMENT filed by Office of Justice Program	07/02/2018	<u>19</u>	Stipulation to Continue Initial Case Management Conference. Case Management Statement due by 8/10/2018. Initial Case Management Conference re–set for 8/17/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COURT
United States Department of Justice. (Lo, Michelle) (Filed on 8/8/2018) (Entered: 08/08/2018)	08/08/2018	<u>20</u>	
02:00 PM in San Francisco, Courtroom G, 15th Floor before Chief Magistrate Judg Joseph C. Spero. Any party seeking a continuance shall e-file a stipulation and proposed order (This is a text-only entry generated by the court. There is no	08/14/2018	21	CONFERENCE. Case Management Statement due by 11/9/2018. Initial Case Management Conference set for 8/17/18 at 2:00 PM, has been continued to 11/16/2018 02:00 PM in San Francisco, Courtroom G, 15th Floor before Chief Magistrate Judge Joseph C. Spero. Any party seeking a continuance shall e–file a stipulation and proposed order (This is a text–only entry generated by the court. There is no document associated with this entry.) (klhS, COURT STAFF) (Filed on 8/14/2018)
08/20/2018 22 NOTICE of Appearance by Sarah Elizabeth Belton for Plaintiff State of California (Belton, Sarah) (Filed on 8/20/2018) (Entered: 08/20/2018)	08/20/2018	<u>22</u>	NOTICE of Appearance by Sarah Elizabeth Belton <i>for Plaintiff State of California</i> (Belton, Sarah) (Filed on 8/20/2018) (Entered: 08/20/2018)
	11/09/2018	<u>23</u>	CASE MANAGEMENT STATEMENT <i>Joint Case Management Statement</i> filed by Office of Justice Programs, United States Department of Justice. (Lo, Michelle) (Filed on 11/9/2018) (Entered: 11/09/2018)
Further Case Management Conference re–set for 2/15/2019 02:00 PM in San	11/13/2018	24	CONFERENCE. (<i>This is a text—only entry generated by the court. There is no document associated with this entry.</i>) Case Management Statement due by 2/8/2019. Further Case Management Conference re—set for 2/15/2019 02:00 PM in San Francisco, Courtroom G, 15th Floor. (klhS, COURT STAFF) (Filed on 11/13/2018)
02/07/2019 25 STIPULATION WITH PROPOSED ORDER re 24 Clerk's Notice, <i>Joint</i> filed by Office of Justice Programs, United States Department of Justice. (Attachments: # 1 Proposed Order)(Robinson, Kimberly) (Filed on 2/7/2019) (Entered: 02/07/2019)	02/07/2019	<u>25</u>	Office of Justice Programs, United States Department of Justice. (Attachments: # 1
02/08/2019 26 NOTICE of Substitution of Counsel by Kimberly Anne Robinson (Robinson, Kimberly) (Filed on 2/8/2019) (Entered: 02/08/2019)	02/08/2019	i	

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02/08/2019	<u>27</u>	CASE MANAGEMENT STATEMENT <i>Joint</i> filed by Office of Justice Programs, United States Department of Justice. (Robinson, Kimberly) (Filed on 2/8/2019) (Entered: 02/08/2019)
02/12/2019	<u>28</u>	Order, signed 2/12/19, by Chief Magistrate Judge Joseph C. Spero granting <u>25</u> Stipulation to Continue Initial Case Management Conference. Case Management Statement due by 2/22/2019. Initial Case Management Conference set for 3/1/2019 02:00 PM in San Francisco, Courtroom G, 15th Floor.(klhS, COURT STAFF) (Filed on 2/12/2019) (Entered: 02/12/2019)
03/01/2019	<u>29</u>	Minute Entry for proceedings held before Chief Magistrate Judge Joseph C. Spero: Initial Case Management Conference held on 3/1/2019. the final OJP response shall be completed by 5/15/19. Case Management Statement due by 5/24/2019. Further Case Management Conference set for 5/31/2019 02:00 PM in San Francisco, Courtroom G, 15th Floor.
		FTR Time: Not Reported.
		Attorney for Plaintiff: Sarah Belton
		Attorney for Defendant: Kimberly Robinson
		(klhS, COURT STAFF) (Date Filed: 3/1/2019) (Entered: 03/01/2019)
05/24/2019	<u>30</u>	JOINT CASE MANAGEMENT STATEMENT and Joint Request For Continuance of Case Management Conference filed by Office of Justice Programs, United States Department of Justice. (Robinson, Kimberly) (Filed on 5/24/2019) (Entered: 05/24/2019)
05/28/2019	31	CLERK'S NOTICE. (<i>This is a text—only entry generated by the court. There is no document associated with this entry.</i>) Pursuant to the joint request of the parties in the joint case management statement, the Further Case Management Conference has been continued to 6/28/2019 02:00 PM in San Francisco, Courtroom G, 15th Floor. Case Management Statement due by 6/21/2019.(klhS, COURT STAFF) (Filed on 5/28/2019) (Entered: 05/28/2019)
06/21/2019	<u>32</u>	CASE MANAGEMENT STATEMENT <i>Joint</i> filed by Office of Justice Programs, United States Department of Justice. (Robinson, Kimberly) (Filed on 6/21/2019) (Entered: 06/21/2019)
06/24/2019	33	CLERK'S NOTICE CONTINUING CASE MANAGEMENT CONFERENCE. (<i>This is a text—only entry generated by the court. There is no document associated with this entry.</i>) Case Management Statement due by 8/23/2019. Further Case Management Conference previously set for 6/28/19 at 2:00 PM, has been continued to 8/30/2019 02:00 PM in San Francisco, Courtroom G, 15th Floor. (klhS, COURT STAFF) (Filed on 6/24/2019) (Entered: 06/24/2019)
08/12/2019	<u>34</u>	STIPULATION WITH PROPOSED ORDER for Dismissal With Prejudice filed by Office of Justice Programs, United States Department of Justice. (Robinson, Kimberly) (Filed on 8/12/2019) (Entered: 08/12/2019)
08/13/2019	<u>35</u>	ORDER RE: SETTLEMENT AND DISMISSAL WITH PREJUDICE. Signed by Judge William H. Orrick on 08/13/2019. (jmdS, COURT STAFF) (Filed on 8/13/2019) (Entered: 08/13/2019)